

ORIGINAL

FILED

2010 FEB 17

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

STEVEN M. WEINBERG (SBN 235581)  
COWAN, DEBAETS, ABRAHAMS & SHEPPARD LLP  
30765 Pacific Coast Highway, Suite 411  
Malibu, California 90265  
Tel: (310) 457-6100  
Fax: (310) 457-9555  
Email: SMWeinberg@cdas.com

Attorneys for Plaintiff  
Masterfile Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RS

CV 10

6701

MASTERFILE CORPORATION,

Plaintiff,

v.

TOLOMEI & ASSOCIATES and ANTHEA  
TOLOMEI,

Defendants.

Case No.

**COMPLAINT FOR DAMAGES,  
PROFITS, INJUNCTIVE AND OTHER  
EQUITABLE RELIEF FOR FEDERAL  
COPYRIGHT INFRINGEMENT AND  
REMOVAL OF COPYRIGHT  
MANAGEMENT INFORMATION**

Plaintiff Masterfile Corporation ("Masterfile"), by its attorneys Cowan, DeBaets, Abrahams, & Sheppard LLP, as and for its Complaint against defendants Tolomei & Associates and Anthea Tolomei ("Defendants"), alleges as follows:

COWAN DEBAETS ABRAHAMS & SHEPPARD LLP  
30765 Pacific Coast Highway, Suite 411  
Malibu, California 90265

FAXED

COWAN DEBAETS ABRAHAMS & SHEPPARD LLP  
 30765 Pacific Coast Highway, Suite 411  
 Malibu, California 90265

## INTRODUCTION

1. This is an action for copyright infringement arising out of Defendants' unauthorized reproduction and use of original copyright protected photographs owned and registered by Plaintiff Masterfile. Masterfile seeks injunctive and monetary relief for copyright infringement under the provisions of the Copyright Act of the United States, as amended, 17 U.S.C. § 101 *et seq.* and for violations of the Digital Millennium Copyright Act, 17 U.S.C. § 1201 *et. seq.*

## PARTIES

2. Plaintiff is a well known stock photography agency with offices at 3 Concorde Gate, Fourth Floor, Toronto, Canada. Plaintiff is in the business of licensing reproduction rights in photographs to users for a fee.

3. Upon information and belief, Defendant Tolomei & Associates is a California business entity engaged in fashion styling, personal fashion consultation and fashion education.

4. Upon information and belief, Defendant Anthea Tolomei is the principal and alter-ego of Defendant Tolomei & Associates and personally and intentionally directed and controlled the activities by Defendant Tolomei & Associates complained of herein.

## JURISDICTION AND VENUE

5. This Court has subject matter jurisdiction over this action pursuant to 17 U.S.C. § 501(b) and 28 U.S.C. §§ 1331 and 1338(a).

6. This Court has personal jurisdiction over Defendants because Defendants maintain their principal place of business in the State of California and in this district and do and

1 and transact business in this judicial district. This Court also has personal jurisdiction over  
 2 Defendant Anthea Tolomei because Defendant, upon information and belief, resides in this  
 3 judicial district, and engaged in the acts complained of in this judicial district.

4 7. Venue is proper within this District pursuant to 28 U.S.C. §§ 1391 and 1400.

5 **FACTS**

6  
 7 8. In or about October 2008, Plaintiff discovered that the Defendants were using five  
 8 (5) copyrighted photographs owned by Plaintiff (the "Infringed Images") on Defendants' website  
 9 www.tolomeiandassociates.com (the "Website").

10 9. Plaintiff has complied in all respects with Copyright Act of the United States of  
 11 America and secured the exclusive right and privilege in and to the copyright in the Infringed  
 12 Images by registering its claim of copyright in the Infringed Images and receiving certificates of  
 13 registration from the Copyright Office under the following registration numbers:

15 Plaintiff Image 16 Identification Number	Copyright Registration Number	Registration Effective Date
17 700-00023685	VA 1-023-866	July 17, 2000
18 700-00056092	VA 1-090-598	July 01, 2001
19 700-00060136	VA 1-108-991	September 24, 2001
20 700-00092911	VA 1-166-519	September 20, 2002
21 700-00160724	VA 1-229-219	August 27, 2003

22  
 23 A copy of each of the certificates of registration for these Infringed Images  
 24 (without the Continuation Sheets), which were registered as individual images within  
 25 compilations, are attached hereto as Exhibit "A."

1 10. Without Plaintiff's knowledge or consent, the Defendants reproduced each of  
 2 these Infringed Images and displayed these unauthorized copies on the Website. Defendants are  
 3 not, and have never been, licensed or otherwise authorized to use the Infringed Images.

4 11. Plaintiff notified Defendants that Defendants' unauthorized use of the Infringing  
 5 Images constitutes copyright infringement and provided Defendants with an opportunity to  
 6 rectify their infringing conduct, but Defendants refused to so rectify their conduct.

7 12. Defendants' conduct as aforesaid was willful.

8 **COUNT ONE**

9  
 10 **(Copyright Infringement Under 17 U.S.C. § 101 *et seq.*)**

11  
 12 13. Plaintiff incorporates by reference each and every allegation contained in  
 13 paragraphs 1 through 12 above.

14 14. Defendants' actions as described above constitute infringement of Plaintiff's  
 15 exclusive rights under its registered copyrights in violation of 17 U.S.C. §§ 106 and 501.

16 15. Plaintiff is entitled to recover damages, which include its actual losses and any  
 17 and all profits Defendants have made as a result of its infringing conduct. 17 U.S.C. § 504.

18 16. Plaintiff is entitled to recover actual damages in no less than the amount of  
 19 \$144,450.00 or in lieu thereof, at Plaintiff's election, statutory damages in no less than the  
 20 amount of \$ 750,000.00, plus attorney's fees and costs.

21  
 22 **COUNT TWO**

23 **(Intentional Removal of Copyright Management Information**

24 **Under 17 U.S.C. § 1202(b))**

25 17. Plaintiff incorporates by reference each and every allegation contained in  
 26 paragraphs 1 through 16 above.



1 18. Each of the Infringed Images copied contained embedded copyright management  
2 information protected under 17 U.S.C. § 1202(b).

3 19. Defendants intentionally removed the copyright management information with the  
4 intent to induce, enable, facilitate, or conceal an infringement of Plaintiff's rights under the  
5 Copyright Act.

6 20. Defendants' conduct as aforesaid is a violation of 17 U.S.C. § 1202(b).

7 21. By reason of said violation, Plaintiff is entitled to recover statutory damages  
8 under 17 U.S.C. § 1203(c) in the maximum amount of \$2500 for each of the 5 circumventions,  
9 for a total of \$12,500.00, plus costs and attorney's fees.

10  
11 WHEREFORE, Plaintiff prays for the following relief against Defendants:

12 A. A judgment from this Court that Defendants (1) infringed Plaintiff's exclusive  
13 rights in the Infringed Images, and that this infringement was willful, and (2) wrongfully  
14 removed Plaintiff's copyright management information embedded in the Infringed Images, and  
15 that such removal was willful.

16 B. Permanent injunctive relief in the form of an order or orders requiring that  
17 Defendants, and their respective officers, directors, principals, representatives, agents, servants,  
18 employees, successors and assigns, and all persons acting in concert or participation with each or  
19 any of them, or for them, be preliminarily and permanently enjoined and restrained from:

20 1. copying, reproducing or making any unauthorized use of the Infringed  
21 Images or any derivative thereof, in any form; and from

22 2. importing, manufacturing, producing, distributing, circulating, selling,  
23 offering for sale, advertising, promoting or displaying any simulation, reproduction, counterfeit,  
24 or copy of any of the Infringed Images or any derivative thereof, or causing and/or participating  
25 in such importation, manufacturing, producing, distributing, circulating, selling, offering for sale,  
26 advertising, promoting or displaying any such items; and from

1                   3.     removing any copyright management information from any other of  
2 Plaintiff's images.

3                   C.     Preliminary and permanent injunctive relief in the form of an order or orders  
4 requiring that Defendants turn over for destruction all unauthorized copies of the Infringed  
5 Images and all derivatives thereof (including without limitation the Infringed Images) and any  
6 item or thing displaying such copies, electronic and physical, in its possession, custody or  
7 control;

8                   D.     An award for copyright infringement of actual damages in no less than the  
9 amount of \$144,450.00 or in lieu thereof, at Plaintiff's election, statutory damages in no less than  
10 the amount of \$ 750,000.00, plus attorney's fees and costs plus attorney's fees and costs;

11                  E.     An award of statutory damages for removal of copyright management information  
12 in the maximum amount of \$2500.00 for each of the 5 intentional removals, for a total of  
13 \$12,500.00, plus costs and attorney's fees; and

14                  F.     Such other and further relief as the Court may deem just and proper.

15 Dated: Malibu, California  
16 February 15, 2010

17                               COWAN, DEBAETS, ABRAHAMS & SHEPPARD LLP  
18

19  
20  
21 By: 

22                               \_\_\_\_\_  
23 Steven M. Weinberg

24 Attorneys for Plaintiff  
25 MASTERFILE CORPORATION  
26  
27  
28

EXHIBIT "A" TO COMPLAINT

COWAN DEBAETS ABRAHAMS & SHEPPARD LLP  
30765 Pacific Coast Highway, Suite 411  
Malibu, California 90265

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OFFICIAL SEAL

This Certificate, issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Margbeth Peters*

FOR WORK OF THE VISUAL ARTS  
UNITED STATES COPYRIGHT OFFICE  
RE:

VA 1-023-866



NUMBER 1921866

EFFECTIVE DATE OF REGISTRATION

July 17 2000  
Month Day Year

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

TITLE OF THIS WORK

www.masterfile.com

NATURE OF THIS WORK See Instructions

Catalog of images displayed  
on Internet

ALTERNATE OR ALTERNATIVE TITLES

Masterfile Website

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared Title of Collective Work

If published in a periodical or serial give Volume

Number

Issue Date

On Pages

NAME OF AUTHOR

Masterfile Corporation

DATES OF BIRTH AND DEATH

Year Born

Year Died

Was this contribution to the work a  
"work made for hire?"

☐ Yes  
☒ No

Author's Nationality or Domicile

Name of Country

OR ☐ Citizen of☐ Domiciled in

Was This Author's Contribution to the Work

Anonymous?

☐ Yes ☒ No

Pseudonymous?

☐ Yes ☒ No

If the answer to either  
of these questions is  
"Yes," see detailed  
instructions.

NATURE OF AUTHORSHIP Check appropriate box(es) See Instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☐ 2-Dimensional artwork☐ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

Compilation of photographs, illustrations and text

NAME OF AUTHOR

See 3 continuation sheets attached

DATES OF BIRTH AND DEATH

Year Born

Year Died

Was this contribution to the work a  
"work made for hire?"

☐ Yes  
☒ No

Author's Nationality or Domicile

Name of Country

OR ☐ Citizen of☐ Domiciled in

Was This Author's Contribution to the Work

Anonymous?

☐ Yes ☒ No

Pseudonymous?

☐ Yes ☒ No

If the answer to either  
of these questions is  
"Yes," see detailed  
instructions.

NATURE OF AUTHORSHIP Check appropriate box(es) See Instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☒ 2-Dimensional artwork☒ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

Year in Which Creation of This Work Was

Completed

1999

This information  
must be given  
Year in all cases.

Date and Nation of First Publication of This Particular Work

Complete this information

ONLY if this work  
has been published.

Month

July

Day

8

Year

1999

Canada &amp; USA

Nation

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2

Masterfile Corporation  
175 Bloor Street East, South Tower, Second Floor  
Toronto, Ontario, Canada M4W 3R8

Transfer If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright

Copyright assigned contractually

APPLICATION RECEIVED

OCT 06 1999

ONE DEPOSIT RECEIVED

OCT 06 1999

TWO DEPOSITS RECEIVED

FUNDS RECEIVED

MORE ON BACK

• Complete all applicable spaces (numbers 3-8) on the reverse side of this page.  
• See detailed instructions.

• Sign the form at line 8.

DO NOT WRITE HERE

Page 1 of 10 pages

## NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire" check "Yes" in the space provided, and leave the space for dates of birth and death blank.

3

4

See instructions  
before completing  
the space



Amended by C.O. By authority of phone  
all of 1/12/01 and facsimile transmission  
received on 8/24/00 from Kathy Burgess.

EXAMINED BY

DW

FORM VA

CHECKED BY

☒ CORRESPONDENCE  
Yes

FOR  
COPYRIGHT  
OFFICE  
USE  
ONLY

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

PREVIOUS REGISTRATION Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?

Yes ☐ No ☐ If your answer is "Yes," why is another registration being sought? (Check appropriate box) ▼

☐ This is the first published edition of a work previously registered in unpublished form

☐ This is the first application submitted by this author as copyright claimant

☐ This is a changed version of the work, as shown by space 6 on this application

Your answer is "Yes," give Previous Registration Number ▼

Year of Registration ▼

Note: Some images may have been  
previously published and  
registered

5

DERIVATIVE WORK OR COMPILATION Complete both space 6a and 6b for a derivative work, complete only 6b for a compilation.  
Preexisting Material Identify any preexisting work or works that this work is based on or incorporates. ▼

Previously published database

6

a See instructions  
before completing  
this space.

MATERIAL ADDED TO THIS WORK Give a brief, general statement of the material that has been added to this work and in which copyright is claimed. ▼

Revised compilation; new photos and new artwork

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account  
Name ▼ Account Number ▼

7

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name/Address/Apt/City/State/ZIP ▼

Steve Pigeon

Masterfile Corporation

75 Bloor Street East, South Tower, Second Floor

Toronto, Ontario, Canada M4W 3R8

Home and daytime telephone number (416) 929-3000

Fax number (416) 929-9623

Email spigeon@masterfile.com

a

b

CERTIFICATION I, the undersigned, hereby certify that I am the

check only one

- ☐ author  
☐ other copyright claimant  
☒ owner of exclusive right(s)  
☐ authorized agent of

Name of author or other copyright claimant, or owner of exclusive right(s) A

the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

8

Printed or printed name and date ▼ If this application gives a date of publication in space 3, do not sign and submit it before that date.

Masterfile Corporation/per Steve Pigeon, President

Date October 6, 1999

Handwritten signature (X) ▼

Signature  
Name  
Address  
City/State/ZIP

Name ▼ Masterfile Corporation  
Number/Street/Apt ▼ 175 Bloor Street East, South Tower, 2nd Floor  
City/State/ZIP ▼ Toronto, Ontario, Canada M4W 3R8

1. Complete all necessary spaces  
2. Sign your application in space 8

1. Application form  
2. Nonrefundable filing fee in check or money order payable to Register of Copyrights  
3. Deposit material

Library of Congress  
Copyright Office  
101 Independence Avenue, S.E.  
Washington, D.C. 20558-6000

9

U.S.C. § 506(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 408, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

PRINTED ON RECYCLED PAPER

U.S. GOVERNMENT PRINTING OFFICE: 1998-454-879/1

## CERTIFICATE OF REGISTRATION



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Marybeth Peters*

REGISTER OF COPYRIGHTS

United States of America

FORM VA

For a Work of the Visual Arts  
UNITED STATES COPYRIGHT OFFICE

VA 1-090-598



EFFECTIVE DATE OF REGISTRATION

JUL 20 2001

Month

Day

Year

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

## TITLE OF THIS WORK ▼

Group Registration for Automated Database  
entitled www.masterfile.com

## NATURE OF THIS WORK ▼ See instructions

Updates from May 16, 2001  
to July 10, 2001

## PREVIOUS OR ALTERNATIVE TITLES ▼

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

Representative publication date: July 10, 2001 (bi-monthly revisions)

If published in a periodical or serial give: Volume ▼

Number ▼

Issue Date ▼

On Pages ▼

## NAME OF AUTHOR ▼

a Masterfile Corporation

## DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

Was this contribution to the work a  
"work made for hire"?

☐ Yes☐ No

Author's Nationality or Domicile  
Name of Country

OR Citizen of

Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ No☐ Yes ☐ NoPseudonymous? ☐ Yes ☐ No☐ Yes ☐ No

If the answer to each  
of these questions is  
"Yes," see detailed  
instructions.

## NATURE OF AUTHORSHIP Check appropriate box(es). See instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☐ 2-Dimensional artwork☐ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

Revised compilation of photographs and 2-dimensional art

## NAME OF AUTHOR ▼

b see 3 continuation sheets attached

## DATES OF BIRTH AND DEATH

Year Born ▼

Year Died ▼

Was this contribution to the work a  
"work made for hire"?

☐ Yes☐ No

Author's Nationality or Domicile  
Name of Country

OR Citizen of

Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ No☐ Yes ☐ NoPseudonymous? ☐ Yes ☐ No☐ Yes ☐ No

If the answer to each  
of these questions is  
"Yes," see detailed  
instructions.

## NATURE OF AUTHORSHIP Check appropriate box(es). See instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☐ 2-Dimensional artwork☐ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

## Year in Which Creation of This Work Was

Completed  
2001

This information  
must be given  
Year in all cases.

## Date and Nation of First Publication of This Particular Work

Complete this information  
ONLY if this work  
has been published.

Month

July

Day

10

Year 2001

Canada &amp; USA

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Masterfile Corporation

175 Bloor Street East, South Tower, Second Floor

Toronto, Ontario, Canada M4W 3R8

Transfer If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

Copyright assigned contractually

MORE ON BACK

- Complete all applicable spaces (numbers 3-9) on the reverse side of this page.
- See detailed instructions.
- Sign the form at line 8.

DO NOT WRITE HERE

Page 1 of 2

DO NOT WRITE HERE

APPLICATION RECEIVED

JUL 20 2001

ONE DEPOSIT RECEIVED

JUL 20 2001

TWO DEPOSITS RECEIVED

FUNDS RECEIVED

## NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire" check "Yes" in the space provided, give the employer (or other person for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

3

4

See instructions  
before completing  
this space.

EXAMINED BY 7-19 FORM VA

CHECKED BY \_\_\_\_\_

☐ CORRESPONDENCE  
Yes

FOR  
COPYRIGHT  
OFFICE  
USE  
ONLY

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

PREVIOUS REGISTRATION (Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?)

☒ Yes ☐ No If your answer is "Yes," why is another registration being sought? (Check appropriate box.)

a. ☐ This is the first published edition of a work previously registered in unpublished form.

b. ☐ This is the first application submitted by this author as copyright claimant.

c. ☒ This is a changed version of the work, as shown by space 6 on this application.

If your answer is "Yes," give: Previous Registration Number

VA 1-023-872

Year of Registration

2000

DERIVATIVE WORK OR COMPILATION Complete both space 6a and 6b for a derivative work; complete only 6b for a compilation.

a. Preexisting Material Identify any preexisting work or works that this work is based on or incorporates.

Previously registered database

b. Material Added to This Work Give a brief, general statement of the material that has been added to this work and in which copyright is claimed.

Revised compilation updaed bi-monthly

New photographs and new 2-dimensional art

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account.

Name

Account Number

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name/Address/Apt/City/State/ZIP

Kathy Burgess, Masterfile Corporation  
175 Bloor Street East, South Tower, Second Floor  
Toronto, Ontario, Canada M4W 3R8

Area code and daytime telephone number (416) 929-3000

Fax number (416) 929-9623

Email kburgess@masterfile.com

CERTIFICATION\* I, the undersigned, hereby certify that I am the

check only one

- ☐ author  
☐ other copyright claimant  
☒ owner of exclusive right(s)  
☐ authorized agent of

Name of author or other copyright claimant, or owner of exclusive right(s) A  
of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

Typed or printed name and date If this application gives a date of publication in space 3, do not sign and submit it before that date.

Masterfile Corporation / Kathy Burgess, Corporate Secretary Date July 20, 2001

Handwritten signature (X)

Certificates  
will be  
mailed in  
window  
envelopeto  
this  
address:

Name

Masterfile Corporation

Number/Street/Apt

175 Bloor Street East, South Tower, Second Floor

City/State/ZIP

Toronto, Ontario, Canada M4W 3R8

YOUR COPY

- Complete all necessary spaces
- Sign your application in space 8

SEND ALL ELEMENTS  
IN THE SAME PACKAGE

- Application form
- Nonrefundable filing fee in check or money As of July 1, 1991  
order payable to Register of Copyrights the filing fee is \$30.
- Deposit material

U.S. Copyright Office  
Library of Congress  
Copyright Office  
101 Independence Avenue, S.E.  
Washington, D.C. 20540-6000



## CERTIFICATE OF REGISTRATION



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Marybeth Peters*

REGISTER OF COPYRIGHTS

FORM VA  
For a Work of the Visual Arts  
UNITED STATES COPYRIGHT OFFICE

REC

VA 1-108-991



\*UW0001108991\*

EFFECTIVE DATE OF REGISTRATION

Sept 24 2001  
Month Day Year

OFFICIAL SEAL

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

## TITLE OF THIS WORK ▼

Group Registration for Automated Database  
entitled www.masterfile.com

## NATURE OF THIS WORK ▼ See instructions

Updates from July 10, 2001  
Sep. 17, 2001

## PREVIOUS OR ALTERNATIVE TITLES ▼

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

Representative publication date: Sep. 17, 2001 (bi-monthly revisions)

If published in a periodical or serial give: Volume ▼

Number ▼

Issue Date ▼

On Pages ▼

## NAME OF AUTHOR ▼

a Masterfile Corporation

## DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a  
"work made for hire?"

☐ Yes☐ No

Author's Nationality or Domicile  
Name of Country

OR

Citizen of

Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ NoPseudonymous? ☐ Yes ☐ No

If the answer to either  
of these questions is  
"Yes," see detailed  
instructions.

## NATURE OF AUTHORSHIP Check appropriate box(es). See instructions

☐ 3-Dimensional sculpture☐ Map☐ Technical drawing☐ 2-Dimensional artwork☐ Photograph☐ Text☐ Reproduction of work of art☐ Jewelry design☐ Architectural work

Revised compilation of photographs and 2-dimensional art

## NAME OF AUTHOR ▼

b see 3 continuation sheets attached

## DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a  
"work made for hire?"

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Author's Nationality or Domicile  
Name of Country

OR

Citizen of

Domiciled in

Was This Author's Contribution to the Work

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of these questions is  
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instructions.

## NATURE OF AUTHORSHIP Check appropriate box(es). See instructions

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## Year in Which Creation of This Work Was

Completed

2001

This information  
must be given  
in all cases.

## Date and Nation of First Publication of This Particular Work

Complete this information  
ONLY if this work  
has been published.

Month

Sep

Day

17

Year

2001

Canada &amp; USA

Nation

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Masterfile Corporation

175 Bloor Street East, South Tower, Second Fl.  
Toronto, Ontario, Canada M4W 3R8

Transfer (If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

Copyright assigned contractually

DO NOT WRITE HERE

APPLICATION RECEIVED

ONE DEPOSIT RECEIVED

SEP 24 2001

TWO DEPOSITS RECEIVED

FUNDS RECEIVED

MORE ON BACK

• Complete all applicable spaces (numbers 3-8) on the reverse side of this page.  
• See detailed instructions.

• Sign the form at line 8.

DO NOT WRITE HERE

Page 1 of 8 pages

## NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire," check "Yes" in the space provided, give the employer (or other person for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

3

4

See instructions  
before completing  
the space.

EXAMINED BY DW

FORM VA

CHECKED BY \_\_\_\_\_

☐ CORRESPONDENCE

Yes

FOR  
COPYRIGHT  
OFFICE  
USE  
ONLY

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

PREVIOUS REGISTRATION Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?

☒ Yes ☐ No If your answer is "Yes," why is another registration being sought? (Check appropriate box.) ▼a. ☐ This is the first published edition of a work previously registered in unpublished form.b. ☐ This is the first application submitted by the author as copyright claimant.c. ☒ This is a changed version of the work, as shown by space 6 on this application.If your answer is "Yes," give: Previous Registration Number ▼ VA 1-091-284 Year of Registration ▼ 2001

DERIVATIVE WORK OR COMPILATION Complete both space 6a and 6b for a derivative work; complete only 6b for a compilation.

a. Preexisting Material Identify any preexisting work or works that this work is based on or incorporates. ▼

Previously registered database

a 6  
See instructions  
before completing  
this space.

b. Material Added to This Work Give a brief, general statement of the material that has been added to this work and in which copyright is claimed. ▼

Revised compilation updated bi-monthly  
New photographs and new 2-dimensional art

b

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account

Name ▼

Account Number ▼

a

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name/Address/Apt/City/State/ZIP ▼

Kathy Burgess, Masterfile Corporation  
175 Bloor Street East, South Tower, Second Floor  
Toronto, Ontario, Canada M4W 3R8

b

Area code and daytime telephone number 416, 929-3000Fax number 416, 929-9623Email kburgess masterfile.com

CERTIFICATION\* I, the undersigned, hereby certify that I am the

check only one

- ☐ author  
☐ other copyright claimant  
☒ owner of exclusive right(s)  
☐ authorized agent of \_\_\_\_\_

Name of author or other copyright claimant, or owner of exclusive right(s) A

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

Typed or printed name and date ▼ If this application gives a date of publication in space 3, do not sign and submit it before that date.

Masterfile Corporation / Kathy Burgess, Corporate Secretary Date Sep. 21, 2001

Handwritten signature (X) ▼

K. BurgessCertificate  
will be  
mailed in  
window  
envelope  
this  
address:

Name ▼  
Masterfile Corporation  
 Number/Street/Apt ▼  
175 Bloor Street East, South Tower, Second Floor  
 City/State/ZIP ▼  
Toronto, Ontario, Canada M4W 3R8

YOUR GOAL:  
 • Complete all necessary spaces  
 • Sign your application in space 8

SEND ALL ITEMS TO:  
 THE SAME PACKAGE

1. Application form
2. Non-refundable filing fee in check or money order payable to Registrar of Copyrights
3. Deposit material

MAIL TO:  
 Library of Congress  
 Copyright Office  
 101 Independence Avenue, S.E.  
 Washington, D.C. 20540-8000

As of July 1, 1999  
 the filing fee for  
 Form VA is \$30.

\* 17 U.S.C. § 504(e): Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 408, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.

June 1999-100,000  
 GPO: 2000-1-100-000

PRINTED ON RECYCLED PAPER

U.S. GOVERNMENT PRINTING OFFICE: 1990-454-8797



# CERTIFICATE OF REGISTRATION



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Marybeth Peters*  
REGISTER OF COPYRIGHTS  
United States of America

**FORM VA**  
For a Work of the Visual Arts  
UNITED STATES COPYRIGHT OFFICE

VA 1-166-519



EFFECTIVE DATE OF REGISTRATION

SEPT 20 2002  
Month Day Year

OFFICIAL SEAL

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

TITLE OF THIS WORK ▼

Group Registration for Automated Database  
entitled www.masterfile.com

NATURE OF THIS WORK ▼ See instructions

Updates from July 19, 2002 to  
September 19, 2002

PREVIOUS OR ALTERNATIVE TITLES ▼

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

Representative publication date: September 19, 2002 (bi-monthly revisions)

If published in a periodical or serial give: Volume ▼

Number ▼

Issue Date ▼

On Pages ▼

NAME OF AUTHOR ▼

a Masterfile Corporation

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?

☒ Yes  
☐ No

Author's Nationality or Domicile

Name of Country

OR ☐ Citizen of \_\_\_\_\_  
☐ Domiciled in \_\_\_\_\_

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ No

Pseudonymous? ☐ Yes ☐ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Check appropriate box(es). See instructions

- ☐ 3-Dimensional sculpture ☐ Map ☐ Technical drawing  
☐ 2-Dimensional artwork ☐ Photograph ☐ Text  
☐ Reproduction of work of art ☐ Jewelry design ☐ Architectural work

Revised compilation of photographs and 2-dimensional art

NAME OF AUTHOR ▼

b See 3 continuation sheets attached

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a "work made for hire"?

☐ Yes  
☐ No

Author's Nationality or Domicile

Name of Country

OR ☐ Citizen of \_\_\_\_\_  
☐ Domiciled in \_\_\_\_\_

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ No

Pseudonymous? ☐ Yes ☐ No

If the answer to either of these questions is "Yes," see detailed instructions.

NATURE OF AUTHORSHIP Check appropriate box(es). See instructions

- ☐ 3-Dimensional sculpture ☐ Map ☐ Technical drawing  
☐ 2-Dimensional artwork ☐ Photograph ☐ Text  
☐ Reproduction of work of art ☐ Jewelry design ☐ Architectural work

Year in Which Creation of This Work Was Completed

2002

Date and Nation of First Publication of This Particular Work

Month Sept. Day 19 Year 2002

Canada & USA

Nation

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Masterfile Corporation  
175 Bloor Street East, South Tower, Second Floor  
Toronto, Ontario, Canada M4W 3R8

Transfer If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

copyright assigned contractually

APPLICATION RECEIVED

SEP 20 2002

ONE DEPOSIT RECEIVED

SEP 20 2002

TWO DEPOSITS RECEIVED

FUNDS RECEIVED

MORE ON BACK

• Complete all applicable spaces (numbers 5-9) on the reverse side of this page.  
• See detailed instructions. • Sign the form at line 5.

DO NOT WRITE HERE

2

NOTE

Under the law, the "author" of a "work made for hire" is generally the employer, not the employee (see instructions). For any part of this work that was "made for hire" check "Yes" in the space provided, give the employer (or other person for whom the work was prepared) as "Author" of that part, and leave the space for dates of birth and death blank.

3

4

See instructions before completing this space.

EXAMINED BY vg FORM VA

CHECKED BY \_\_\_\_\_

☐ CORRESPONDENCE  
Yes

FOR  
COPYRIGHT  
OFFICE  
USE  
ONLY

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET.

PREVIOUS REGISTRATION Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?

☒ Yes ☐ No If your answer is "Yes," why is another registration being sought? (Check appropriate box.)

a. ☐ This is the first published edition of a work previously registered in unpublished form.

b. ☐ This is the first application submitted by this author as copyright claimant.

c. ☒ This is a changed version of the work, as shown by space 6 on this application.

If your answer is "Yes," give: Previous Registration Number

VA 1-108-991 Year of Registration 2001

DERIVATIVE WORK OR COMPILATION Complete both space 6a and 6b for a derivative work; complete only 6b for a compilation.

a. Preexisting Material Identify any preexisting work or works that this work is based on or incorporates.

Previously registered database

b. Material Added to This Work Give a brief, general statement of the material that has been added to this work and in which copyright is claimed.

Revised compilation updated bi-monthly

New photographs and new 2-dimensional art

DEPOSIT ACCOUNT If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account.

Name

Account Number

CORRESPONDENCE Give name and address to which correspondence about this application should be sent. Name/Address/Apt/City/State/ZIP

Kathy Burgess, Masterfile Corporation  
175 Bloor Street East, South Tower, Second Floor  
Toronto, Ontario, Canada M4W 3R8

Area code and daytime telephone number (416) 929-3000

Fax number 416 929-9623

Email kburgess@masterfile.com

CERTIFICATION I, the undersigned, hereby certify that I am the

check only one

- ☐ author  
☐ other copyright claimant  
☒ owner of exclusive right(s)  
☐ authorized agent of

Name of author or other copyright claimant, or owner of exclusive right(s)

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge.

Typed or printed name and date If this application gives a date of publication in space 3, do not sign and submit it before that date.

Masterfile Corporation / Kathy Burgess, Corporate Secretary Date Sept. 19, 2002

Handwritten signature (X)

*K. Burgess*

Certificate  
will be  
mailed in  
window  
envelopeto  
this  
address:

Name	Masterfile Corporation
Number/Street/Apt	175 Bloor Street East, South Tower, Second Floor
City/State/ZIP	Toronto, Ontario, Canada M4W 3R8

YOU MUST

- Complete all necessary spaces
- Sign your application in space 8

SEND ALL ELEMENTS  
IN THE SAME PACKAGE

- Application form
- Nonrefundable filing fee in check or money order payable to Register of Copyrights
- Deposit material

MAIL TO  
Library of Congress  
Copyright Office  
101 Independence Avenue, S.E.  
Washington, D.C. 20558-6000

As of July 1, 1999  
the filing fee for  
Form VA is \$30.

## Certificate of Registratio.



This Certificate issued under the seal of the Copyright Office in accordance with title 17, United States Code, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Marybeth Peters*

Register of Copyrights, United States of America

## FORM VA

For a Work of the Visual Arts  
UNITED STATES COPYRIGHT OFFICE

R VA 1-229-219



EFFECTIVE DATE OF REGISTRATION

Aug 27 2003  
Month Day Year

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET

1

Title of This Work ▼

Group Registration for Automated Database  
entitled www masterfile com

Previous or Alternative Titles ▼

NATURE OF THIS WORK ▼ See Instructions

Updates from June 11, 2003  
to August 11, 2003

Publication as a Contribution If this work was published as a contribution to a periodical, serial, or collection, give information about the collective work in which the contribution appeared. Title of Collective Work ▼

Representative publication date August 11, 2003 (bi-monthly revisions)

If published in a periodical or serial give: Volume ▼ Number ▼ Issue Date ▼ On Page ▼

2

NAME OF AUTHOR ▼

a Masterfile Corporation

DATES OF BIRTH AND DEATH

Year Born ▼ Year Died ▼

Was this contribution to the work a

"work made for hire?"

☐ Yes

☐ No

Author's Nationality or Domicile

Name of Country

OR ☐ Citizen of

☐ Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ No

Pseudonym? ☐ Yes ☐ No

If the answer to either of these questions is "Yes," see detailed instructions.

Nature of Authorship Check appropriate box(es) See Instructions

☐ 3-Dimensional sculpture

☐ Map

☐ Technical drawing

☐ 2 Dimensional artwork

☐ Photograph

☐ Text

☐ Reproduction of work of art

☐ Jewelry design

☐ Architectural work

Revised compilation of photographs and 2-dimensional art

Name of Author ▼

Dates of Birth and Death

Year Born ▼

Year Died ▼

b See b continuation sheets attached

Was this contribution to the work a

"work made for hire?"

☐ Yes

☐ No

Author's Nationality or Domicile

Name of Country

OR ☐ Citizen of

☐ Domiciled in

Was This Author's Contribution to the Work

Anonymous? ☐ Yes ☐ No

Pseudonym? ☐ Yes ☐ No

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☐ 3-Dimensional sculpture

☐ Map

☐ Technical drawing

☐ 2 Dimensional artwork

☐ Photograph

☐ Text

☐ Reproduction of work of art

☐ Jewelry design

☐ Architectural work

3

Year in Which Creation of This Work Was

Completed

2003

This information must be given in all cases.

Date and Notice of First Publication of This Particular Work

Complete this information ONLY if this work has been published.

Month August Day 11 Year 2003

Canada & USA

Notation

4

COPYRIGHT CLAIMANT(S) Name and address must be given even if the claimant is the same as the author given in space 2. ▼

Masterfile Corporation

175 Bloor Street East, South Tower, 2nd Floor

Toronto, Ontario, Canada M4W 3R8

Transfer If the claimant(s) named here in space 4 is (are) different from the author(s) named in space 2, give a brief statement of how the claimant(s) obtained ownership of the copyright. ▼

copyright assigned contractually

APPLICATION RECEIVED

AUG 27 2003

ONE DEPOSIT RECEIVED

AUG 27 2003

TWO DEPOSITS RECEIVED

FUNDS RECEIVED

MORE ON BACK ▶

Complete all applicable spaces (numbers 5-8) on the reverse side of this page. See detailed instructions. Sign the form at line 8.

DO NOT WRITE HERE  
Page 1 of 14 pages



Amended by C O on authority of email correspondence from Kathy Burgess on 2/25/04

EXAMINED BY	DW	FORM VA
CHECKED BY		
<input checked="" type="checkbox"/> CORRESPONDENCE		FOR COPYRIGHT OFFICE USE ONLY
Yes		

DO NOT WRITE ABOVE THIS LINE. IF YOU NEED MORE SPACE, USE A SEPARATE CONTINUATION SHEET

**PREVIOUS REGISTRATION** Has registration for this work, or for an earlier version of this work, already been made in the Copyright Office?

☒ Yes ☐ No If your answer is "Yes," why is another registration being sought? (Check appropriate box.)

a. ☐ This is the first published edition of a work previously registered in unpublished form.

b. ☐ This is the first application submitted by this author as copyright claimant.

c. ☒ This is a changed version of the work, as shown by space 6 on this application.

If your answer is "Yes," give: Previous Registration Number

Year of Registration

VA 1 167-469 2003

**DERIVATIVE WORK OR COMPILATION** Complete both space 6a and 6b for a derivative work; complete only 6b for a compilation.

a. **Presenting Material** Identify any presenting work or works that this work is based on or incorporates.

Previously registered database

b. **Material Added to This Work** Give a brief general statement of the material that has been added to this work and in which copyright is claimed.

Revised compilation and updated bi-monthly

New photographs and new 2-dimensional art

**DEPOSIT ACCOUNT** If the registration fee is to be charged to a Deposit Account established in the Copyright Office, give name and number of Account.

Name

Account Number

**CORRESPONDENCE** Give name and address to which correspondence about this application should be sent. Name/Address/Apt/City/State/ZIP

Kathy Burgess, Masterfile Corporation  
175 Bloor Street East, South Tower, Second Floor  
Toronto, Ontario, Canada M4W 3R8

Area code and daytime telephone number (416) 929-3000

Fax number (416) 929-9623

Email kburgess@masterfile.com

**CERTIFICATION** I, the undersigned, hereby certify that I am the

check only one

- ☐ author  
☐ other copyright claimant  
☒ owner of exclusive right(s)  
☐ authorized agent of

Name of author or other copyright claimant, or owner of exclusive right(s)

of the work identified in this application and that the statements made by me in this application are correct to the best of my knowledge

Typed or printed name and date If this application gives a date of publication in space 3, do not sign and submit it before that date.

Masterfile Corporation / Kathy Burgess, Corporate Secretary August 11, 2003

Handwritten signature (X)

x *K. Burgess*

Certificate will be mailed in window envelope to this address

Name	Masterfile Corporation
Number/Street/Apt	175 Bloor Street East, South Tower, Second Floor
City/State/ZIP	Toronto, Ontario, Canada M4W 3R8

Complete all necessary spaces Sign your application in space 9

1. Application form  
2. Non-refundable filing fee in check or money order payable to Registrar of Copyrights  
3. Deposit materials  
Library of Congress Copyright Office  
101 Independence Avenue, S.E.  
Washington, D.C. 20540-4000

Print an original to attach to your form, then mail the original to the Copyright Office, or call (202) 707-9000.

17 U.S.C. § 804(c). Any person who knowingly makes a false representation of a material fact in the application for copyright registration provided for by section 408, or in any written statement filed in connection with the application, shall be fined not more than \$2,500.